



# **INSIGHTS**

108<sup>th</sup> Congress

July 12, 2004

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**INSIGHTS** is prepared expressly for the Department of Energy's Office of Federal Energy Management Programs (FEMP). The purpose of **INSIGHTS** is to provide FEMP management staff with timely information on legislative activities relevant to the program. **INSIGHTS** is prepared for FEMP by Energetics, Incorporated, (202) 479-2748.

## WEEKLY SUMMARY

### CONGRESSIONAL SCHEDULE

Congress is in session for two more weeks before leaving for an extended summer recess. Congress expects to recess on July 23 through Labor Day (September 6).

#### House

House activities scheduled for this week include:

- House Debate and Vote: *H.R. 4766 – FY 2005 Appropriations for Agriculture, Rural Development, and Food and Drug Administration*

#### Senate

*No activities of interest have been announced.*

### FY 2005 APPROPRIATIONS

#### House

Last week several new bills moved through the appropriations process in the House

- Bills approved by the Committee on Appropriations:
  - *H.R. 4766 – FY 2005 Appropriations for Agriculture, Rural Development, and Food and Drug Administration*
  - *H.R. 4754 – FY 2005 Appropriations for Commerce, Justice, State, and the Judiciary*
- Bills passed at the subcommittee level include:
  - *H.R. (unnumbered) – Labor, Health and Human Services, and Education*
  - *H.R. (unnumbered) – Military Construction*

**Note:** *the House does not release print copies of bills until a bill clears the full Committee on Appropriations.*

#### Senate

The Senate has made minimal progress on FY 2005 appropriations bills because (1) the Senate has yet to approve an annual, non-binding FY 2005 Budget Resolution and (2) Republicans and Democrats disagree over whether Democrats should be allowed to view a bill before a committee mark up; as a result, Democrats have not approved any Senate plans for the bills.

To date, the Senate has approved one bill, *S. 2559 – FY 2005 Defense Appropriations bill*.

For details on individual bills refer to **Appendix A – FY 2005 Appropriations, Summary of Provisions of Interest.**

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## **COMMITTEE ACTIVITY**

### **HOUSE**

#### **Summary of Hearings**

*No hearings of interest were held last week.*

### **SENATE**

#### **Summary of Hearings**

*No hearings of interest were held last week.*

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# STATUS OF FY 2005 APPROPRIATIONS BILLS

\* Red text highlights developments since the last issue of *INSIGHTS*.

(In Billions)

HOUSE

SENATE

Jurisdiction/ FY 2004 Budget Request (In Billions)	302(b) Discretionary Allocations/ Approved Funding Level (In Billions)	Bill No.	Full Cmte. Mark Up	Floor Vote	Vote on Conf Rpt.	302(b) Discretionary Allocations/ Approved Funding Level (In Billions)	Bill No	Full Cmte. Mark Up	Floor Vote	Vote on Conf. Rpt.
<b>Agriculture</b> \$16.569	\$16.78 <b>\$16.77</b>	<b>H.R.</b> <b>4766</b>	6/23	<b>7/12</b>		TBD				
<b>Commerce</b> \$39.553	\$39.78 \$39.8	<b>H.R.</b> <b>4754</b>	6/23	<b>7/8</b>		TBD				
<b>Defense</b> \$392.585	\$392.14 \$416.9	H.R. 4613	6/16	6/22		<b>TBD</b> <b>\$416.2</b>	<b>S. 2559</b>	<b>6/22</b>	<b>6/24</b>	
<b>Energy and Water Development</b> \$27.938	\$27.99 \$28.0	H.R. 4614	6/16	6/25		TBD				
<b>Homeland Security</b> \$31.104	\$32 \$32	H.R. 4567	6/9	6/18		TBD \$33.1 \$32	S. 2537	6/17		
<b>Interior</b> \$19.982	\$19.73 \$19.5	H.R. 4568	6/9	6/17		TBD				
<b>Labor/HHS</b> \$142.050	\$142.05					TBD				
<b>Military Construction</b> \$9.553	\$9.553	H.R. 4424				TBD				
<b>Transportation and Treasury</b> \$25.714	\$25.714					TBD				
<b>VA/HUD</b> \$92.129	\$92.129	H.R. 4423 (VA) H.R. 4421 (EPA)				TBD				

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## COMPREHENSIVE ENERGY LEGISLATION

No further action has been taken to move this bill forward in the Senate. The House has passed its own version of the bill, but cannot go to conference with the Senate until a bill has been debated and approved by the full Senate.

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## NEW LEGISLATION

*(**Note:** Once a new bill is introduced, the Government Printing Office generally requires from several days to one week to make the bill available in print)*

### HOUSE

*No new authorization bills of interest have been introduced.*

### SENATE

***S. 2620 – High Performance Green Buildings Act*** Introduced by Jim Jeffords (I/VT) on July 8. The purpose of the bill is to establish an Office of High-Performance Green Buildings and includes the following key provisions.

**Establishes in the Office of High-Performance Green Buildings within the General Services Administration;** directs program to be led by a career-reserved Senior Executive Service individual. The office is directed to:

- Coordinate with the Environmental Protection Agency, the Office of the Environmental Executive, and the Departments of Energy, Defense, Commerce, Homeland Security, Health and Human Services, and the Office of Management and Budget.
- Establish and operate an interagency steering committee.
- Disseminate information o high-performance green buildings and establish and information clearinghouse.
- Provide for research and development.
- Review and analyze budget and life-cycle costing issues.
- Within two years of enactment, submit a report to Congress the status of the program

**Defines “high-performance green buildings” as:**

- Increases a building’s efficiency (e.g., reduces energy, water, and material resource use; improves indoor air quality, integrates systems in the building, reduces environmental impacts).
- Considers indoor and outdoor impacts of the building on human health and the environment.

The bill was referred to the Committee on Environment and Public Works, which has jurisdiction over Federal buildings.

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## **ADMINISTRATION INITIATIVES**

*No new initiatives or statements of interest to report.*

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## **HEARINGS SCHEDULE**

### **HOUSE – COMMITTEE ON APPROPRIATIONS**

<b>Date/Committee</b>	<b>Chair</b>	<b>Hearing Title/Issues</b>	<b>Witnesses</b>	<b>Time/ Location</b>
<b>July 12</b>	Bill Young (R/FL)	<b>Debate and Vote</b>	N/A	Time: TBA House Chamber Capitol
Committee on Appropriations		H.R.4766 - FY 2005 Appropriations for Agriculture, Rural Development, and Food and Drug Administration		

### **HOUSE – AUTHORIZATIONS/OVERSIGHT**

No new activities of interest have been announced.

### **SENATE – COMMITTEE ON APPROPRIATIONS**

No new activities of interest have been announced.

### **SENATE – AUTHORIZATIONS/OVERSIGHT**

No new activities of interest have been announced.

## CONFERENCE COMMITTEE NEGOTIATIONS AND FLOOR VOTES

No new activities of interest have been announced.

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## FY 2005 APPROPRIATIONS

### Summary of Provisions of Interest

#### Agriculture, Rural Development, and Food and Drug Administration

<i>Key Program Activity</i>	<i>House Bill</i>  <i>H.R. (unnumbered)</i> <i>\$16.77 Billion</i>  <i>(Passed the Committee on Appropriations on 6/24)</i>	<i>Senate Bill</i>  <i>S. _____</i>  <i>\$_____</i>	<i>Budget Request (Discretionary Funding)</i>  <i>\$16.569 Billion</i>
<b>DEPARTMENT OF AGRICULTURE</b>			
<b>Buildings and Facilities and Rental Payments</b>	<b>\$165.883 million</b> (includes \$128.319 million for rental payments and \$2 million for a Strategic Space Plan)		
<b>Animal Plant Health Inspection Service, Building and Facilities</b>	<b>\$4.996 million</b> for buildings and facilities		
<b>Agriculture Research Service</b>	<b>\$138.566 million</b> for buildings and facilities <b>(includes \$178 million</b> for construction of the Animal Health facility in Ames, IA; also provides <b>\$3 million each</b> for the modernization and construction for research facilities in Peoria, IL; Davis, CA; Salinas, CA; Houma, LA; Geneva, NY; Ithaca, NY; Pullman, WA; and Marshfield, WI)		
<b>Renewable Energy Program for Farmers</b>	<b>\$15 million</b> in energy grants and loans to farmers for renewable energy technologies.		
<b>FOOD AND DRUG ADMINISTRATION</b>			
<b>Facilities</b>	\$0 funding		



# COMMERCE, JUSTICE, STATE, AND THE JUDICIARY

Key Program Activity	House Bill <i>H.R. 4754</i>  \$39.8 Billion  (Passed the House on July 8)	Senate Bill  S. ____  \$____	Budget Request (Discretionary Funding)  \$39.553 Billion
<b>DEPARTMENT OF COMMERCE</b>  National Institutes of Standards and Technologies, Facilities  National Oceanic and Atmospheric Administration, Facilities	\$43.132 million for construction and major renovations at NIST campuses in Boulder, CO and Gaithersburg, MD  Unspecified funding for facilities (committee also directs NOAA to submit within 60 days of enactment of Act, updated long-range construction and renovation facilities plan and corresponding spending plan for FY 2005)		<b>Statement Of Administration Policy</b>  Administration supports passage of <i>H.R. 4754</i>
<b>DEPARTMENT OF JUSTICE</b>  U.S. Marshals Service, Facilities  Federal Bureau of Investigation, Facilities  Bureau of Prisons, Facilities	\$1,371 million for construction  \$10.242 million for construction (includes \$1.242 for recurring construction needs)  \$189 million for construction, modernization, maintenance, a repair of prison and detention facilities		

Key Program Activity	House Bill <i>H.R. 4754</i>  \$39.8 Billion  (Passed the House on July 8)	Senate Bill  S. ____  \$____	Budget Request (Discretionary Funding)  \$39.553 Billion
DEPARTMENT OF STATE  Embassy Security, Construction, and Maintenance	\$1.524 billion (includes \$912.320 million for priority worldwide security upgrades, acquisition, and construction and \$611.680 for non-security related costs) Provides funding for construction of 7 new embassy compounds, 2 annex buildings, 4 USAID building on secure embassy compounds		

## DEFENSE

Key Program Activity	House Bill H.R. 4613 \$416.9 Billion (Passed the House on 6/23)	Senate Bill S. 2559 \$416.2 (Passed the Senate on 6/24)	Budget Request (Discretionary Funding) \$392.585 Billion
Operations and Maintenance	Unspecified funding for Defense facilities	Unspecified funding for Defense facilities (permits the transfer of funds for increasing energy and water efficiency)	Statement Of Administration Policy Administration supports passage of H.R. 4613
Pentagon Reservation		Establishes funding limitations	Administration supports passage of S. 2559
Embassy Security, Construction, and Maintenance	\$20 Million		
Building Protection	Unspecified Funding for domestic and overseas installations that would benefit from window barrier protection.		

## ENERGY AND WATER DEVELOPMENT

Key Program Activity	House Bill <i>H.R. 4614</i>  \$28 Billion  (Passed the House on 6/25)	Senate Bill  S. ____  \$_____	Budget Request (Discretionary Funding)  \$27.938 Billion
<p><b>ALL AGENCIES UNDER BILL'S JURISDICTION</b></p> <p><b>DEPARTMENT OF ENERGY</b></p> <p><b>Renewable Energy Programs</b></p> <p><b>Electricity Transmission and Distribution</b></p>	<p>Directs all agencies to develop five-year budget plans for programs and agencies.</p> <p><b>\$343.173 Million</b></p> <p><b>\$1967 Million</b> <b>Departmental Energy Management</b></p> <p><b>\$82.733 Million</b> Solar <b>\$41.6 Million</b> Wind <b>\$95.325 Million</b> Hydropower <b>\$72.596 Million</b> Biomass and Biorefinery Systems R&amp;D <b>\$17 Million</b> Intergovernmental <b>\$20.711 Million</b> Program Direction (includes funding to Improve project management at Golden Field Office)</p> <p><b>\$75.345 Million</b></p>		<p><b>Statement Of Administration Policy</b></p> <p>Administration supports passage of <i>H.R. 4214</i>:</p> <ul style="list-style-type: none"> <li>- Encourages the House to fund the President's Hydrogen Fuel Initiative – encourages restoration of the House's \$31 million funding cut for fuel cell technologies</li> </ul>

## HOMELAND SECURITY

Key Program Activity	House Bill <i>H.R. 4567</i>  \$32 Billion  (Passed House on 6/18)	Senate Bill <i>S. 2357</i>  \$32 Billion  (Passed Committee on Appropriations on 6/17)	Budget Request (Discretionary Funding)  \$31.104 Billion
Headquarters Facility – Consolidation and Co-location of Offices	\$65.081 Million for construction and related activities.	\$65.081 Million for alternation and improvement of facilities and for relocation costs to consolidate headquarters' operations	<b>Statement Of Administration Policy</b>  Administration supports passage of <i>H.R. 4567</i>
DHS Facilities (General)		<b>Unspecified Funding</b> Directs DHS to report by 2/1/05, feasibility of establishing separate Homeland Security Pacific Region	Administration supports passage <i>S. 2357</i>
Bureau of Customs and Border Protection	\$91.718 Million to plan, construct, renovate, equip, and maintain buildings and facilities.	\$91.718 Million to plan, construct, renovate, equip, and maintain buildings and facilities	
Immigration and Customs Service (Air and Marine Interdiction Operations, Maintenance, and Procurement)	\$26.179 Million for construction, renovation, equipment, and maintenance of facilities.	\$26.179 Million for construction, renovation, equipment, and maintenance of facilities	
U.S. Coast Guard (Acquisition, Construction, and Improvements)		<b>Unspecified Funding</b> for shore facilities (notes that USCG invests in modern structures that are more energy-efficiency)	
U.S. Secret Service		\$3.633 Million for facility upgrades, continue development of Master Plan, and	

Key Program Activity	House Bill <i>H.R. 4567</i>  \$32 Billion  (Passed House on 6/18)	Senate Bill <i>S. 2357</i>  \$32 Billion  (Passed Committee on Appropriations on 6/17)	Budget Request (Discretionary Funding)  \$31.104 Billion
Federal Law Enforcement Training Center	\$37.917 Million for additional property and facilities, construction, maintenance, improvements, etc.	maintain and renovate existing facilities, including Rowley Training Center)  Unspecified Funding for expansion and maintenance at facility (and minor construction projects at four other buildings)	

# INTERIOR AND RELATED AGENCIES

Key Program Activity	House Bill <i>H.R. 4568</i>  \$19.5 Billion  (Passed House on 6/17)	Senate Bill  S. ____  \$____ Billion	Budget Request (Discretionary Funding)  \$19.982 Billion
DEPARTMENT OF ENERGY  Energy Conservation	<p>\$656.071 Million</p> <p><b>\$17.9 Million Federal Energy Management Program</b></p> <p><b>\$64.884</b> Building Technologies  <b>\$62.480 Million</b> Distributed Energy Resources  <b>\$84.940 Million</b> Industrial Technologies  <b>\$12.680 Million</b> Biomass and Biorefinery Systems  <b>\$71 Million</b> Fuel Cells  <b>\$167.356 Million</b> Vehicle Technologies  <b>\$84.667 Million</b> Intergovernmental  <b>\$90.164 Million</b> Program Management</p>		<p><b>Statement Of Administration Policy</b></p> <p>Administration supports passage of <i>H.R. 4568</i></p>
DEPARTMENT OF THE INTERIOR			
U.S. Fish and Wildlife Service	\$48.4 Million for construction, improvement, acquisition or removal of buildings and other facilities.		
National Park Service	\$297.628 Million for construction, improvements, repair, or replacement of physical facilities.		

Key Program Activity	House Bill <i>H.R. 4568</i>  <b>\$19.5 Billion</b>  (Passed House on 6/17)	Senate Bill  S. ____  \$____ Billion	Budget Request (Discretionary Funding)  <b>\$19.982 Billion</b>
Smithsonian Institution	<b>\$94.690 Million</b> for maintenance repair or rehabilitation projects for constructed assets, etc.		
National Gallery of Art	<b>\$122.9 Million</b> for repair, revitalization, and alteration of facilities and construction		
JFK Center for the Performing Arts	<b>\$11 Million</b> for repair, restoration, and renovation of buildings, grounds and facilities.  <b>\$10 Million</b> for construction  <b>Unspecified Funding</b> for construction, reconstruction, maintenance, and acquisition of buildings and facilities.		